

# **Senate File 562 - Introduced**

SENATE FILE 562

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1214)

## **A BILL FOR**

1 An Act relating to appropriations to the justice system.

2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1.   DEPARTMENT OF JUSTICE.

2     1.   There is appropriated from the general fund of the state  
3 to the department of justice for the fiscal year beginning July  
4 1, 2023, and ending June 30, 2024, the following amounts, or  
5 so much thereof as is necessary, to be used for the purposes  
6 designated:

7     a.   For the general office of attorney general for  
8 salaries, support, maintenance, and miscellaneous purposes,  
9 including the prosecuting attorneys training program, matching  
10 funds for federal violence against women grant programs,  
11 victim assistance grants, the office of drug control policy  
12 prosecuting attorney program, and odometer fraud enforcement,  
13 and for not more than the following full-time equivalent  
14 positions:

15 ..... \$ \_\_\_\_\_  
16 ..... FTEs \_\_\_\_\_

17     As a condition of receiving the appropriation provided  
18 in this lettered paragraph, the department of justice shall  
19 maintain a record of the estimated time incurred representing  
20 each agency or department.

21     The general office of attorney general may temporarily  
22 exceed and draw more than the amount appropriated in this  
23 lettered paragraph and incur a negative cash balance as long  
24 as there are receivables equal to or greater than the negative  
25 balances and the amount appropriated in this lettered paragraph  
26 is not exceeded at the close of the fiscal year.

27     b.   For victim assistance grants:

28 ..... \$ \_\_\_\_\_

29     The moneys appropriated in this lettered paragraph shall be  
30 used to provide grants to care providers providing services to  
31 crime victims of domestic abuse or to crime victims of rape and  
32 sexual assault.

33     The balance of the victim compensation fund established  
34 in section 915.94 may be used to provide salary and support  
35 of not more than \_\_\_\_\_ full-time equivalent positions and to

1 provide maintenance for the victim compensation functions  
 2 of the department of justice. In addition to the full-time  
 3 equivalent positions authorized pursuant to this paragraph,  
 4 \_\_\_\_\_ full-time equivalent positions are authorized and shall  
 5 be used by the department of justice to employ one accountant  
 6 and four program planners. The department of justice may  
 7 employ the additional \_\_\_\_\_ full-time equivalent positions  
 8 authorized pursuant to this paragraph that are in excess of the  
 9 number of full-time equivalent positions authorized only if  
 10 the department of justice receives sufficient federal moneys  
 11 to maintain employment for the additional full-time equivalent  
 12 positions during the current fiscal year. The department  
 13 of justice shall only employ the additional \_\_\_\_\_ full-time  
 14 equivalent positions in succeeding fiscal years if sufficient  
 15 federal moneys are received during each of those succeeding  
 16 fiscal years.

17 The department of justice shall transfer at least \$ \_\_\_\_\_  
 18 from the victim compensation fund established in section 915.94  
 19 to the victim assistance grant program established in section  
 20 13.31.

21 Notwithstanding section 8.33, moneys appropriated in this  
 22 lettered paragraph that remain unencumbered or unobligated at  
 23 the close of the fiscal year shall not revert but shall remain  
 24 available for expenditure for the purposes designated until the  
 25 close of the succeeding fiscal year.

26 c. For legal services for persons in poverty grants as  
 27 provided in section 13.34:

28 ..... \$ \_\_\_\_\_

29 d. To improve the department of justice's cybersecurity and  
 30 technology infrastructure:

31 ..... \$ \_\_\_\_\_

32 2. a. The department of justice, in submitting budget  
 33 estimates for the fiscal year beginning July 1, 2024, pursuant  
 34 to section 8.23, shall include a report of funding from sources  
 35 other than amounts appropriated directly from the general fund

1 of the state to the department of justice or to the office of  
2 consumer advocate. These funding sources shall include but  
3 are not limited to reimbursements from other state agencies,  
4 commissions, boards, or similar entities, and reimbursements  
5 from special funds or internal accounts within the department  
6 of justice. The department of justice shall also report actual  
7 reimbursements for the fiscal year beginning July 1, 2022,  
8 and actual and expected reimbursements for the fiscal year  
9 beginning July 1, 2023.

10 b. The department of justice shall include the report  
11 required under paragraph "a", as well as information regarding  
12 any revisions occurring as a result of reimbursements actually  
13 received or expected at a later date, in a report to the  
14 general assembly. The department of justice shall submit the  
15 report on or before January 15, 2024.

16 3. a. The department of justice shall fully reimburse  
17 the costs and necessary related expenses incurred by the Iowa  
18 law enforcement academy to continue to employ one additional  
19 instructor position who shall provide training for human  
20 trafficking-related issues throughout the state.

21 b. The department of justice shall obtain the moneys  
22 necessary to reimburse the Iowa law enforcement academy to  
23 employ such an instructor from unrestricted moneys from either  
24 the victim compensation fund established in section 915.94 or  
25 the human trafficking victim fund established in section 915.95  
26 or the human trafficking enforcement fund established in 2015  
27 Iowa Acts, chapter 138, section 141.

28 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
29 from the commerce revolving fund created in section 546.12, as  
30 amended by 2023 Iowa Acts, Senate File 514, to the office of  
31 consumer advocate of the department of justice for the fiscal  
32 year beginning July 1, 2023, and ending June 30, 2024, the  
33 following amount, or so much thereof as is necessary, to be  
34 used for the purposes designated:

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time  
2 equivalent positions:

3 ..... \$ \_\_\_\_\_  
4 ..... FTEs \_\_\_\_\_

5 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

6 1. There is appropriated from the general fund of the state  
7 to the department of corrections for the fiscal year beginning  
8 July 1, 2023, and ending June 30, 2024, the following amounts,  
9 or so much thereof as is necessary, to be used for the purposes  
10 designated:

11 a. For the operation of the Fort Madison correctional  
12 facility, including salaries, support, maintenance, and  
13 miscellaneous purposes:

14 ..... \$ \_\_\_\_\_

15 b. For the operation of the Anamosa correctional facility,  
16 including salaries, support, maintenance, and miscellaneous  
17 purposes:

18 ..... \$ \_\_\_\_\_

19 c. For the operation of the Oakdale correctional facility,  
20 including salaries, support, maintenance, and miscellaneous  
21 purposes:

22 ..... \$ \_\_\_\_\_

23 d. For the Oakdale correctional facility for  
24 department-wide institutional pharmaceuticals and miscellaneous  
25 purposes:

26 ..... \$ \_\_\_\_\_

27 e. For the operation of the Newton correctional facility,  
28 including salaries, support, maintenance, and miscellaneous  
29 purposes:

30 ..... \$ \_\_\_\_\_

31 f. For the operation of the Mount Pleasant correctional  
32 facility, including salaries, support, maintenance, and  
33 miscellaneous purposes:

34 ..... \$ \_\_\_\_\_

35 g. For the operation of the Rockwell City correctional

1 facility, including salaries, support, maintenance, and  
2 miscellaneous purposes:

3 ..... \$ \_\_\_\_\_

4 h. For the operation of the Clarinda correctional facility,  
5 including salaries, support, maintenance, and miscellaneous  
6 purposes:

7 ..... \$ \_\_\_\_\_

8 Moneys received by the department of corrections as  
9 reimbursement for services provided to the Clarinda youth  
10 corporation are appropriated to the department and shall be  
11 used for the purpose of operating the Clarinda correctional  
12 facility.

13 i. For the operation of the Mitchellville correctional  
14 facility, including salaries, support, maintenance, and  
15 miscellaneous purposes:

16 ..... \$ \_\_\_\_\_

17 j. For the operation of the Fort Dodge correctional  
18 facility, including salaries, support, maintenance, and  
19 miscellaneous purposes:

20 ..... \$ \_\_\_\_\_

21 k. For reimbursement of counties for temporary confinement  
22 of prisoners, as provided in sections 901.7, 904.908, and  
23 906.17, and for offenders confined pursuant to section 904.513:

24 ..... \$ \_\_\_\_\_

25 l. For federal prison reimbursement, reimbursements for  
26 out-of-state placements, and miscellaneous contracts:

27 ..... \$ \_\_\_\_\_

28 2. The department of corrections shall use moneys  
29 appropriated in subsection 1 to continue to contract for the  
30 services of a Muslim imam and a Native American spiritual  
31 leader.

32 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

33 There is appropriated from the general fund of the state to the  
34 department of corrections for the fiscal year beginning July  
35 1, 2023, and ending June 30, 2024, the following amounts, or

1 so much thereof as is necessary, to be used for the purposes  
2 designated:

3 1. For general administration, including salaries and the  
4 adjustment of salaries throughout the department, support,  
5 maintenance, employment of an education director to administer  
6 a centralized education program for the correctional system,  
7 and miscellaneous purposes:

8 ..... \$ \_\_\_\_\_

9 a. It is the intent of the general assembly that each  
10 lease negotiated by the department of corrections with a  
11 private corporation for the purpose of providing private  
12 industry employment of inmates in a correctional institution  
13 shall prohibit the private corporation from utilizing inmate  
14 labor for partisan political purposes for any person seeking  
15 election to public office in this state and that a violation  
16 of this requirement shall result in a termination of the lease  
17 agreement.

18 b. It is the intent of the general assembly that as a  
19 condition of receiving the appropriation provided in this  
20 subsection the department of corrections shall not enter into  
21 a lease or contractual agreement pursuant to section 904.809  
22 with a private corporation for the use of building space for  
23 the purpose of providing inmate employment without providing  
24 that the terms of the lease or contract establish safeguards to  
25 restrict, to the greatest extent feasible, access by inmates  
26 working for the private corporation to personal identifying  
27 information of citizens.

28 2. For educational programs for inmates at state penal  
29 institutions:

30 ..... \$ \_\_\_\_\_

31 a. To maximize the funding for educational programs,  
32 the department shall establish guidelines and procedures to  
33 prioritize the availability of educational and vocational  
34 training for inmates based upon the goal of facilitating an  
35 inmate's successful release from the correctional institution.

1     b. The director of the department of corrections may  
2 transfer moneys from Iowa prison industries and the canteen  
3 operating funds established pursuant to section 904.310, for  
4 use in educational programs for inmates.

5     c. Notwithstanding section 8.33, moneys appropriated in  
6 this subsection that remain unencumbered or unobligated at the  
7 close of the fiscal year shall not revert but shall remain  
8 available to be used only for the purposes designated in this  
9 subsection until the close of the succeeding fiscal year.

10    3. For the development and operation of the Iowa corrections  
11 offender network (ICON) data system:

12 ..... \$ \_\_\_\_\_

13    4. For offender mental health and substance abuse  
14 treatment:

15 ..... \$ \_\_\_\_\_

16    5. For department-wide duties, including operations, costs,  
17 and miscellaneous purposes:

18 ..... \$ \_\_\_\_\_

19    Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
20 SERVICES.

21    1. There is appropriated from the general fund of the state  
22 to the department of corrections for the fiscal year beginning  
23 July 1, 2023, and ending June 30, 2024, for salaries, support,  
24 maintenance, and miscellaneous purposes, the following amounts,  
25 or so much thereof as is necessary, to be used for the purposes  
26 designated:

27    a. For the first judicial district department of  
28 correctional services:

29 ..... \$ \_\_\_\_\_

30    It is the intent of the general assembly that the first  
31 judicial district department of correctional services maintains  
32 the drug courts operated by the district department.

33    b. For the second judicial district department of  
34 correctional services:

35 ..... \$ \_\_\_\_\_



1 It is the intent of the general assembly that the second  
2 judicial district department of correctional services maintains  
3 two drug courts to be operated by the district department.

4 c. For the third judicial district department of  
5 correctional services:

6 ..... \$ \_\_\_\_\_

7 d. For the fourth judicial district department of  
8 correctional services:

9 ..... \$ \_\_\_\_\_

10 e. For the fifth judicial district department of  
11 correctional services, including funding for electronic  
12 monitoring devices for use on a statewide basis:

13 ..... \$ \_\_\_\_\_

14 It is the intent of the general assembly that the fifth  
15 judicial district department of correctional services maintains  
16 the drug court operated by the district department.

17 f. For the sixth judicial district department of  
18 correctional services:

19 ..... \$ \_\_\_\_\_

20 It is the intent of the general assembly that the sixth  
21 judicial district department of correctional services maintains  
22 the drug court operated by the district department.

23 g. For the seventh judicial district department of  
24 correctional services:

25 ..... \$ \_\_\_\_\_

26 It is the intent of the general assembly that the seventh  
27 judicial district department of correctional services maintains  
28 the drug court operated by the district department.

29 h. For the eighth judicial district department of  
30 correctional services:

31 ..... \$ \_\_\_\_\_

32 2. Each judicial district department of correctional  
33 services, within the moneys available, shall continue programs  
34 and plans established within that district to provide for  
35 intensive supervision, sex offender treatment, diversion of

1 low-risk offenders to the least restrictive sanction available,  
2 job development, and expanded use of intermediate criminal  
3 sanctions.

4     3. Each judicial district department of correctional  
5 services shall provide alternatives to prison consistent with  
6 chapter 901B. The alternatives to prison shall ensure public  
7 safety while providing maximum rehabilitation to the offender.  
8 A judicial district department of correctional services may  
9 also establish a day program.

10     4. The office of drug control policy of the department  
11 of public safety shall consider federal grants made to the  
12 department of corrections for the benefit of each of the eight  
13 judicial district departments of correctional services as local  
14 government grants, as defined pursuant to federal regulations.

15     5. The department of corrections shall continue to contract  
16 with a judicial district department of correctional services to  
17 provide for the rental of electronic monitoring equipment which  
18 shall be available statewide.

19     6. The public safety assessment shall not be utilized  
20 in pretrial hearings when determining whether to detain or  
21 release a defendant before trial, and the use of the public  
22 safety assessment pilot program shall be terminated as of the  
23 effective date of this subsection, until such time the use of  
24 the public safety assessment has been specifically authorized  
25 by the general assembly.

26     Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
27 APPROPRIATIONS. Notwithstanding section 8.39, within  
28 the moneys appropriated in this Act to the department of  
29 corrections, the department may reallocate the moneys  
30 appropriated and allocated as necessary to best fulfill the  
31 needs of the correctional institutions, administration of  
32 the department, and the judicial district departments of  
33 correctional services. However, in addition to complying with  
34 the requirements of sections 904.116 and 905.8 and providing  
35 notice to the legislative services agency, the department

1 of corrections shall also provide notice to the department  
2 of management, prior to the effective date of the revision  
3 or reallocation of an appropriation made pursuant to this  
4 section. The department of corrections shall not reallocate an  
5 appropriation or allocation for the purpose of eliminating any  
6 program.

7     Sec. 7. INTENT — REPORTS.

8     1. The department of corrections, in cooperation with  
9 townships, the Iowa cemetery associations, and other nonprofit  
10 or governmental entities, may use inmate labor during the  
11 fiscal year beginning July 1, 2023, to restore or preserve  
12 rural cemeteries and historical landmarks. The department, in  
13 cooperation with the counties, may also use inmate labor to  
14 clean up roads, major water sources, and other water sources  
15 around the state.

16     2. On a quarterly basis, the department shall provide  
17 a status report regarding private-sector employment to the  
18 general assembly beginning on July 1, 2023. The report shall  
19 include the number of offenders employed in the private sector,  
20 the combined number of hours worked by the offenders, the  
21 total amount of allowances, and the distribution of allowances  
22 pursuant to section 904.702, including any moneys deposited in  
23 the general fund of the state.

24     Sec. 8. ELECTRONIC MONITORING REPORT. The department of  
25 corrections shall submit a report on electronic monitoring  
26 to the general assembly by January 15, 2024. The report  
27 shall specifically address the number of persons being  
28 electronically monitored and break down the number of persons  
29 being electronically monitored by offense committed. The  
30 report shall also include a comparison of any data from the  
31 prior fiscal year with the current fiscal year.

32     Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

33     1. As used in this section, unless the context otherwise  
34 requires, "state agency" means the government of the state  
35 of Iowa, including but not limited to all executive branch

1 departments, agencies, boards, bureaus, and commissions, the  
 2 judicial branch, the general assembly and all legislative  
 3 agencies, institutions within the purview of the state board of  
 4 regents, and any corporation whose primary function is to act  
 5 as an instrumentality of the state.

6 2. State agencies are encouraged to purchase products from  
 7 Iowa state industries, as defined in section 904.802, when  
 8 purchases are required and the products are available from  
 9 Iowa state industries. State agencies shall obtain bids from  
 10 Iowa state industries for purchases of office furniture during  
 11 the fiscal year beginning July 1, 2023, exceeding \$5,000 or  
 12 in accordance with applicable administrative rules related to  
 13 purchases for the agency.

14 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

15 1. There is appropriated from the general fund of the  
 16 state to the Iowa law enforcement academy for the fiscal year  
 17 beginning July 1, 2023, and ending June 30, 2024, the following  
 18 amount, or so much thereof as is necessary, to be used for the  
 19 purposes designated:

20 a. For salaries, support, maintenance, and miscellaneous  
 21 purposes, including jailer training and technical assistance,  
 22 and for not more than the following full-time equivalent  
 23 positions:

24 .....	\$	_____
25 .....	FTEs	_____

26 b. The Iowa law enforcement academy may temporarily exceed  
 27 and draw more than the amount appropriated in this subsection  
 28 and incur a negative cash balance as long as there are  
 29 receivables equal to or greater than the negative balance and  
 30 the amount appropriated in this subsection is not exceeded at  
 31 the close of the fiscal year.

32 2. The Iowa law enforcement academy may select at least  
 33 five automobiles of the department of public safety, division  
 34 of state patrol, prior to turning over the automobiles to  
 35 the department of administrative services to be disposed

1 of by public auction, and the Iowa law enforcement academy  
 2 may exchange any automobile owned by the academy for each  
 3 automobile selected if the selected automobile is used in  
 4 training law enforcement officers at the academy. However, any  
 5 automobile exchanged by the academy shall be substituted for  
 6 the selected vehicle of the department of public safety and  
 7 sold by public auction with the receipts being deposited in the  
 8 depreciation fund maintained pursuant to section 8A.365 to the  
 9 credit of the department of public safety, division of state  
 10 patrol.

11 3. The Iowa law enforcement academy shall provide training  
 12 for domestic abuse and human trafficking-related issues  
 13 throughout the state. The training shall be offered at no  
 14 cost to the attendees and the training shall not replace any  
 15 existing domestic abuse or human trafficking training offered  
 16 by the academy.

17 Sec. 11. STATE PUBLIC DEFENDER.

18 1. There is appropriated from the general fund of the state  
 19 to the office of the state public defender of the department  
 20 of inspections and appeals for the fiscal year beginning July  
 21 1, 2023, and ending June 30, 2024, the following amounts, or  
 22 so much thereof as is necessary, to be used for the purposes  
 23 designated:

24 a. For salaries, support, maintenance, and miscellaneous  
 25 purposes, and for not more than the following full-time  
 26 equivalent positions:

27 ..... \$ \_\_\_\_\_  
 28 ..... FTEs \_\_\_\_\_

29 b. For payments on behalf of eligible adults and juveniles  
 30 from the indigent defense fund, in accordance with section  
 31 815.11:

32 ..... \$ \_\_\_\_\_

33 2. Moneys received by the office of the state public  
 34 defender pursuant to Tit. IV-E of the federal Social Security  
 35 Act remaining unencumbered and unobligated at the end of the

1 fiscal year shall not revert but shall be transferred to the  
2 Tit. IV-E juvenile justice improvement fund created in 2022  
3 Iowa Acts, chapter 1146, section 11, subsection 3, to remain  
4 available for expenditure by the office of the state public  
5 defender in succeeding fiscal years for the purposes allowed by  
6 Tit. IV-E of the federal Social Security Act.

7     Sec. 12. BOARD OF PAROLE. There is appropriated from the  
8 general fund of the state to the board of parole for the fiscal  
9 year beginning July 1, 2023, and ending June 30, 2024, the  
10 following amount, or so much thereof as is necessary, to be  
11 used for the purposes designated:

12     For salaries, support, maintenance, and miscellaneous  
13 purposes, and for not more than the following full-time  
14 equivalent positions:

15 .....	\$	_____
16 .....	FTEs	_____

17     Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

18     1. There is appropriated from the general fund of the  
19 state to the department of public defense, for the fiscal year  
20 beginning July 1, 2023, and ending June 30, 2024, the following  
21 amount, or so much thereof as is necessary, to be used for the  
22 purposes designated:

23     For salaries, support, maintenance, and miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:

26 .....	\$	_____
27 .....	FTEs	_____

28     2. The department of public defense may temporarily exceed  
29 and draw more than the amount appropriated in this section and  
30 incur a negative cash balance as long as there are receivables  
31 of federal funds equal to or greater than the negative balance  
32 and the amount appropriated in this section is not exceeded at  
33 the close of the fiscal year.

34     Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
35 MANAGEMENT.

1     1. There is appropriated from the general fund of the state  
2 to the department of homeland security and emergency management  
3 for the fiscal year beginning July 1, 2023, and ending June 30,  
4 2024, the following amount, or so much thereof as is necessary,  
5 to be used for the purposes designated:

6     For salaries, support, maintenance, and miscellaneous  
7 purposes, and for not more than the following full-time  
8 equivalent positions:

9 ..... \$ \_\_\_\_\_  
10 ..... FTEs \_\_\_\_\_

11     2. The department of homeland security and emergency  
12 management may temporarily exceed and draw more than the amount  
13 appropriated in this section and incur a negative cash balance  
14 as long as there are receivables of federal funds equal to or  
15 greater than the negative balance and the amount appropriated  
16 in this section is not exceeded at the close of the fiscal  
17 year.

18     Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
19 from the general fund of the state to the department of public  
20 safety for the fiscal year beginning July 1, 2023, and ending  
21 June 30, 2024, the following amounts, or so much thereof as is  
22 necessary, to be used for the purposes designated:

23     1. For administrative functions, including salaries and the  
24 adjustment of salaries throughout the department, the criminal  
25 justice information system, and for not more than the following  
26 full-time equivalent positions:

27 ..... \$ \_\_\_\_\_  
28 ..... FTEs \_\_\_\_\_

29     2. For the division of criminal investigation, including  
30 the state's contribution to the peace officers' retirement,  
31 accident, and disability system provided in chapter 97A in the  
32 amount of the state's normal contribution rate, as defined in  
33 section 97A.8, multiplied by the salaries for which the moneys  
34 are appropriated, to meet federal fund matching requirements,  
35 and for not more than the following full-time equivalent

1 positions:

2 ..... \$ \_\_\_\_\_

3 ..... FTEs \_\_\_\_\_

4 3. For the criminalistics laboratory fund created in  
5 section 691.9:

6 ..... \$ \_\_\_\_\_

7 Notwithstanding section 8.33, moneys appropriated in this  
8 subsection that remain unencumbered or unobligated at the close  
9 of the fiscal year shall not revert but shall remain available  
10 for expenditure for the purposes designated until the close of  
11 the succeeding fiscal year.

12 4. a. For the division of narcotics enforcement, including  
13 the state's contribution to the peace officers' retirement,  
14 accident, and disability system provided in chapter 97A in the  
15 amount of the state's normal contribution rate, as defined in  
16 section 97A.8, multiplied by the salaries for which the moneys  
17 are appropriated, to meet federal fund matching requirements,  
18 and for not more than the following full-time equivalent  
19 positions:

20 ..... \$ \_\_\_\_\_

21 ..... FTEs \_\_\_\_\_

22 The division of narcotics enforcement is authorized an  
23 additional 1.00 full-time equivalent position pursuant to  
24 this lettered paragraph that is in excess of the number of  
25 full-time equivalent positions authorized for the previous  
26 fiscal year only if the division of narcotics enforcement  
27 receives sufficient federal moneys to maintain employment  
28 for the additional full-time equivalent position during the  
29 current fiscal year. The division of narcotics enforcement  
30 shall only employ the additional full-time equivalent position  
31 in succeeding fiscal years if sufficient federal moneys are  
32 received during each of those succeeding fiscal years.

33 b. For the division of narcotics enforcement for undercover  
34 purchases:

35 ..... \$ \_\_\_\_\_



1     5. For the division of state fire marshal, for fire  
 2 protection services as provided through the state fire service  
 3 and emergency response council as created in the department,  
 4 and for the state's contribution to the peace officers'  
 5 retirement, accident, and disability system provided in chapter  
 6 97A in the amount of the state's normal contribution rate,  
 7 as defined in section 97A.8, multiplied by the salaries for  
 8 which the moneys are appropriated, and for not more than the  
 9 following full-time equivalent positions:

10 ..... \$ \_\_\_\_\_  
 11 ..... FTEs \_\_\_\_\_

12     6. For the division of state patrol, for salaries, support,  
 13 maintenance, workers' compensation costs, and miscellaneous  
 14 purposes, including the state's contribution to the peace  
 15 officers' retirement, accident, and disability system provided  
 16 in chapter 97A in the amount of the state's normal contribution  
 17 rate, as defined in section 97A.8, multiplied by the salaries  
 18 for which the moneys are appropriated, and for not more than  
 19 the following full-time equivalent positions:

20 ..... \$ \_\_\_\_\_  
 21 ..... FTEs \_\_\_\_\_

22     It is the intent of the general assembly that members of the  
 23 state patrol be assigned to patrol the highways and roads in  
 24 lieu of assignments for inspecting school buses for the school  
 25 districts.

26     7. For deposit in the sick leave benefits fund established  
 27 in section 80.42 for all departmental employees eligible to  
 28 receive benefits for accrued sick leave under the collective  
 29 bargaining agreement:

30 ..... \$ \_\_\_\_\_

31     8. For costs associated with the training and equipment  
 32 needs of volunteer fire fighters:

33 ..... \$ \_\_\_\_\_

34     Notwithstanding section 8.33, moneys appropriated in this  
 35 subsection that remain unencumbered or unobligated at the close

1 of the fiscal year shall not revert but shall remain available  
 2 for expenditure for the purposes designated in this subsection  
 3 until the close of the succeeding fiscal year.

4 9. For the public safety interoperable and broadband  
 5 communications fund established in section 80.44:

6 ..... \$ \_\_\_\_\_

7 10. For the office to combat human trafficking established  
 8 pursuant to section 80.45, including salaries, support,  
 9 maintenance, and miscellaneous purposes, and for not more than  
 10 the following full-time equivalent positions:

11 ..... \$ \_\_\_\_\_

12 ..... FTEs \_\_\_\_\_

13 11. For costs associated with the training and equipment  
 14 needs of volunteer fire fighters:

15 ..... \$ \_\_\_\_\_

16 12. For deposit in the public safety equipment fund  
 17 established in section 80.48 for the purchase, maintenance, and  
 18 replacement of equipment used by the department:

19 ..... \$ \_\_\_\_\_

20 13. For the office of drug control policy, for salaries,  
 21 support, maintenance, and miscellaneous purposes, including  
 22 statewide coordination of the drug abuse resistance education  
 23 (D.A.R.E) programs or other similar programs, and for not more  
 24 than the following full-time equivalent positions:

25 ..... \$ \_\_\_\_\_

26 ..... FTEs \_\_\_\_\_

27 Notwithstanding section 8.39, the department of public  
 28 safety may reallocate moneys appropriated in this section  
 29 as necessary to best fulfill the needs provided for in the  
 30 appropriation. However, the department shall not reallocate  
 31 moneys appropriated to the department in this section unless  
 32 notice of the reallocation is given to the legislative services  
 33 agency and the department of management prior to the effective  
 34 date of the reallocation. The notice shall include information  
 35 regarding the rationale for reallocating the moneys. The

1 department shall not reallocate moneys appropriated in this  
2 section for the purpose of eliminating any program.

3 Sec. 16. GAMING ENFORCEMENT.

4 1. There is appropriated from the gaming enforcement  
5 revolving fund created in section 80.43 to the department of  
6 public safety for the fiscal year beginning July 1, 2023, and  
7 ending June 30, 2024, the following amount, or so much thereof  
8 as is necessary, to be used for the purposes designated:

9 For any direct support costs for agents and officers of  
10 the division of criminal investigation's excursion gambling  
11 boat, gambling structure, and racetrack enclosure enforcement  
12 activities, including salaries, support, maintenance, and  
13 miscellaneous purposes, and for not more than the following  
14 full-time equivalent positions:

15 .....	\$	_____
16 .....	FTEs	_____

17 2. For each additional license to conduct gambling games on  
18 an excursion gambling boat, gambling structure, or racetrack  
19 enclosure issued during the fiscal year beginning July 1, 2023,  
20 there is appropriated from the gaming enforcement revolving  
21 fund to the department of public safety for the fiscal year  
22 beginning July 1, 2023, and ending June 30, 2024, an additional  
23 amount of not more than \$\_\_\_\_\_ to be used for full-time  
24 equivalent positions.

25 3. The department of public safety, with the approval of the  
26 department of management, may employ no more than three special  
27 agents for each additional riverboat or gambling structure  
28 regulated after July 1, 2024, and three special agents for  
29 each racing facility which becomes operational during the  
30 fiscal year which begins July 1, 2024. Positions authorized  
31 in this subsection are in addition to the full-time equivalent  
32 positions otherwise authorized in this section.

33 Sec. 17. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
34 MANAGEMENT. There is appropriated from the 911 emergency  
35 communications fund created in section 34A.7A to the department

1 of homeland security and emergency management for the fiscal  
2 year beginning July 1, 2023, and ending June 30, 2024, the  
3 following amount, or so much thereof as is necessary, to be  
4 used for the purposes designated:

5 For implementation, support, and maintenance of the  
6 functions of the administrator and program manager under  
7 chapter 34A and to employ the auditor of the state to perform  
8 an annual audit of the 911 emergency communications fund:

9 ..... \$ \_\_\_\_\_

10 Sec. 18. CONSUMER EDUCATION AND LITIGATION — FARM  
11 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

12 Notwithstanding [section 714.16C](#), there is appropriated from the  
13 consumer education and litigation fund to the department of  
14 justice for the fiscal year beginning July 1, 2023, and ending  
15 June 30, 2024, the following amounts, or so much thereof as is  
16 necessary, to be used for the purposes designated:

17 1. For farm mediation services as specified in section  
18 13.13, subsection 2:

19 ..... \$ \_\_\_\_\_

20 2. For salaries, support, maintenance, and miscellaneous  
21 purposes for criminal prosecutions, criminal appeals, and  
22 performing duties pursuant to [chapter 669](#):

23 ..... \$ \_\_\_\_\_

24 EXPLANATION

25 The inclusion of this explanation does not constitute agreement with  
26 the explanation's substance by the members of the general assembly.

27 This bill relates to and makes appropriations to the justice  
28 system for FY 2023-2024.

29 The bill makes appropriations for FY 2023-2024 from the  
30 general fund of the state to the departments of justice,  
31 corrections, public defense, public safety, and homeland  
32 security and emergency management, and the Iowa law enforcement  
33 academy, office of the state public defender, and board of  
34 parole.

35 The bill appropriates moneys from the commerce revolving

1 fund to the office of consumer advocate of the department  
2 of justice; from the gaming enforcement revolving fund to  
3 the department of public safety; from the 911 emergency  
4 communications fund to the department of homeland security  
5 and emergency management; and from the consumer education and  
6 litigation fund to the department of justice for farm mediation  
7 services and salaries, support, maintenance, and miscellaneous  
8 purposes for criminal prosecutions, criminal appeals, and  
9 performing certain duties.